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Attorneys for Plaintiff United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

APPROXIMATELY \$141,513.00 IN U.S.
CURRENCY,

Defendant.

CASE NO. 1:21-MC-00069-AWI-BAM

STIPULATION AND ~~PROPOSED~~ ORDER
FURTHER EXTENDING TIME FOR FILING A
COMPLAINT FOR FORFEITURE AND/OR TO
OBTAIN AN INDICTMENT ALLEGING
FORFEITURE

The United States of America and potential claimant Sergiy Krystafovych (“potential claimant”), by and through their counsel, do agree and STIPULATE as follows:

1. On or about May 5, 2021, potential claimant filed a claim in the administrative forfeiture proceeding with the U.S. Customs and Border Protection with respect to the above-captioned currency (hereafter “defendant currency”), which was seized on August 25, 2020.

2. The U.S. Customs and Border Protection has sent the written notice of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the potential claimant has filed a claim to the defendant currency as required by law in the administrative forfeiture proceeding.

3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of

the parties. That deadline was August 2, 2021.

4. By Stipulation and Order filed August 2, 2021, the parties stipulated to extend to October 31, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture.

5. By Stipulation and Order filed October 25, 2021, the parties stipulated to extend to December 30, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture.

6. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend to February 13, 2022, the time in which the United States is required to file a civil complaint forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture.

7. Accordingly, the parties agree that the deadline by which the United States shall be required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture shall be extended to February 13, 2022.

Dated: December 22, 2021

PHILLIP A. TALBERT
Acting United States Attorney

By: /s/ Alyson A. Berg
ALYSON A. BERG
Assistant United States Attorney

Dated: December 21, 2021

By: /s/ Jakrun Sodhi
JAKRUN SODHI
Attorney for Sergiy Krystafovych
(Original signature retained by attorney)

IT IS SO ORDERED.

Dated: December 27, 2021


SENIOR DISTRICT JUDGE